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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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# 3

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/081,788	02/22/2002	Robert Petermann	88265-6778

28765  
WINSTON & STRAWN  
200 PARK AVENUE  
NEW YORK, NY 10166-4193

CONFIRMATION NO. 2714  
FORMALITIES LETTER



\*OC00000007667537\*

Date Mailed: 03/19/2002

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

*Chinqueah*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/13/2002 RHEBRAHT 00000071 501814 10081788

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EXPRESS MAIL NO.: EV 074 516 539 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Robert PETERMANN et al.

Application No.: 10,081,788

Group Art Unit: 1761

Filed: February 22, 2002

Examiner:

For: FERMENTED MILK PRODUCT  
AND PROCESS

Attorney Docket No.: 88265-6778

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents  
United States Patent & Trademark Office  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of NonProvisional Application (hereinafter the "Notice") mailed by the U.S. Patent and Trademark Office on March 19, 2002, in connection with the above-captioned application, Applicants submit herewith the following documents:

- (1) Executed Inventors' Declaration; copy of application;
- (2) Copy of Notice;
- (3) Executed Power of Attorney By Assignee; and
- (4) Executed Assignment and Assignment Recordation Cover Sheet.

In accordance with the Notice, the surcharge for late filing of the declaration is estimated to be \$130 for large entity. Please charge all required fees to WINSTON & STRAWN Deposit Account No. **501-814**. A duplicate of this sheet is enclosed for accounting purposes.

Respectfully submitted,

  
Allan A. Fanucci  
(Reg. No. 30,256)

Date: 5/7/02

**WINSTON & STRAWN  
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Enclosure